

1 ELLIS GEORGE CIPOLLONE
2 O'BRIEN ANNAGUEY LLP
3 Keith J. Wesley (State Bar No. 229276)
kjesley@egcfirm.com
4 Christopher W. Arledge (State Bar No. 200767)
carledge@egcfirm.com
5 Matthew L. Venezia (State Bar No. 313812)
mvenezia@egcfirm.com
6 George B. A. Laiolo (State Bar No. 329850)
glaiolo@egcfirm.com
7 2121 Avenue of the Stars, Suite 2800
Los Angeles, California 90067
Telephone: (310) 274-7100
Facsimile: (310) 275-5697
8
9 Attorneys for Plaintiff
Atari Interactive, Inc.

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

12

13 ATARI INTERACTIVE, INC.,
14 Plaintiff,
15 vs.
16 REDBUBBLE, INC.,
17 Defendant.

Case No. 4:18-cv-03451-JST
[Related to Case No. 4:19-cv-00111-JST]

**DECLARATION OF MATTHEW L.
VENEZIA IN SUPPORT OF PLAINTIFF
ATARI INTERACTIVE, INC.'S
OPPOSITION TO REDBUBBLE, INC.'S
MOTION FOR ATTORNEYS' FEES**

18

AND RELATED ACTIONS

Judge: Hon. Jon S. Tigar
Date: March 3, 2022
Time: 2:00 p.m.
Crtrm.: 6, 2nd Floor

19

20

21

22

23

24

25

26

27

28

1 **DECLARATION OF MATTHEW L. VENEZIA**

2 I, Matthew L. Venezia, declare and state as follows:

3 1. I am an attorney at law, duly admitted to practice before this Court and all courts of
4 the State of California. I am a Partner with Ellis George Cipollone O'Brien Annaguey LLP,
5 counsel of record for Plaintiff Atari Interactive, Inc. in this matter. I have firsthand, personal
6 knowledge of the facts stated herein, and if called to testify in a court of law I could and would
7 competently do so.

8 2. In addition to this case, our firm represents Y.Y.G.M. SA d.b.a. Brandy Melville
9 ("Brandy Melville") in the case of *Y.Y.G.M. SA d.b.a. Brandy Melville v. Redbubble, Inc.*, No.
10 2:19-cv-04618-RGK (JPRx), in the United States District Court for the Central District of
11 California. I am generally familiar with this case, and have reviewed the briefing on Brandy
12 Melville's request for attorneys' fees, and the ruling thereon.

13 3. I specifically reviewed Defendant Redbubble, Inc.'s ("Redbubble") Opposition to
14 Plaintiff Brandy Melville's Motion for Permanent Injunction, Attorneys' Fees, and Pre-Judgment
15 Interest. A true and correct copy of Redbubble's Opposition in that case is attached to this
16 Declaration as **Ex. A.**

17 4. The Court in the Brandy Melville case ultimately denied Brandy Melville's request
18 for attorneys' fees. A true and correct copy of said order is attached to this Declaration as **Ex. B.**

19 5. I have reviewed the "Year in Review" section of the Redbubble Annual Report,
20 which was downloaded into PDF form from the following URL on January 13, 2021:
21 <https://shareholders.redbubble.com/annualreport/2021/2-3/>. A true and correct PDF copy of the
22 content displayed at that URL is attached to this Declaration as **Ex. C.**

23 Executed this 18th day of January 2022, at Los Angeles, California.

24 I declare under penalty of perjury under the laws of the United States of America that the
25 foregoing is true and correct.

26 

27 Matthew L. Venezia